

FILED  
Clerk  
District Court

OCT - 3 2006

For The Northern Mariana Islands  
By \_\_\_\_\_  
(Deputy Clerk)

LIZAMA\_D.gar5

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN MARIANA ISLANDS

UNITED STATES OF AMERICA,

Plaintiff,

vs.

DIONICIO REYES LIZAMA, JR.,

Defendant,

LUEN FUNG ENTERPRISE,

Garnishee.

CRIMINAL CASE NO. 97-00023

ANSWER OF THE GARNISHEE

ANSWER OF THE GARNISHEE

I, LAI YEE WONG, BEING DULY SWORN DEPOSES AND SAYS:  
(Affiant-person preparing/signing)

IF GARNISHEE IS AN INDIVIDUAL:

That he/she is Garnishee herein doing business in the name of \_\_\_\_\_

(State full name and address of business)

IF GARNISHEE IS A PARTNERSHIP:

That he/she is a member \_\_\_\_\_ of a partnership  
composed of which Garnishee is a partner.

## 1 IF GARNISHEE IS A CORPORATION:

2 That he/she is the (State Official Title) VICE PRESIDENT/GEN. MGR. of Garnishee,  
 3 LUEN FUNG ENT. (SAIPAN), INC. a corporation, organized under the laws of the

4 SAIPAN, CNMI

## 5 IF GARNISHEE IS A GOVERNMENT ENTITY:

6 State name and address of agency, and name and official title of authorized  
 7 representative: \_\_\_\_\_

8 \_\_\_\_\_  
 9 \_\_\_\_\_  
 10 \_\_\_\_\_  
 11 1. On SEPTEMBER 18, 2006, Garnishee was served with the Writ  
 12 of Continuing Garnishment. For the pay period in effect on the date of service (shown above)

13 Yes No

14 ☒ Defendant was in my/our employ.

15 Pay period is weekly \_\_, bi-weekly ☒, semi-monthly \_\_, monthly \_\_.

16 The Defendant's present pay period began on 09/23/2006.

17 (Present means the pay period in which this order and notice of  
 18 garnishment were served)

19 The Defendant's present pay period ends on 10/06/2007

20 Enter amount of net wages. Calculate below:

21 (a) Gross Pay	\$ <u>542<sup>40</sup></u> *
22 (b) Federal income tax	_____
23 (c) F.I.C.A. income tax	<u>41<sup>49</sup></u>
24 (d) State/Local income tax	<u>21<sup>70</sup></u>
25 Total of tax withholdings	\$ <u>63<sup>19</sup></u>
26 Net Wages	\$ <u>479<sup>21</sup></u> (a less total of b,c,d)

27 // \* Estimate only, based on the average of 102 hrs at the rate of \$4<sup>80</sup>/hr.  
 28 //

↓  
bi-weekly

1 Yes No  
 2        ✓ 2. Are you aware of any other garnishments, suggestions or levies currently  
 3 in effect. If the answers is yes, please attach to this Answer a copy of each  
 4 garnishment, suggestion or levy.

5        ✓ 3. Do you or will you in the foreseeable future, owe the defendant money? If  
 6 your answer is yes, please provide the amount of money you will owe, the  
 7 date or dates on which each payment is due, and the reason why you owe  
 8 or will owe the money to the Defendant:

Type of Payment (salary, commission, etc..)	Amount	Date Payment is Due
1. _____	_____	_____
2. _____	_____	_____
3. _____	_____	_____

14  
 15 4. If you currently have in your custody, control or possession property (other than  
 16 earnings) in the form of savings accounts, pensions, thrift plans, etc., in which the Defendant  
 17 maintains an interest, for each item of property provide the following information:

Description of Property	Approximate Value	Description of Debtor's Interest
1. _____	_____	_____
2. _____	_____	_____
3. _____	_____	_____
4. _____	_____	_____

24 //

25 //

26 //

27 //

28 //

5. For each item of property (other than earnings) which you expect to obtain custody or possession of in the foreseeable future, provide the following information:

<u>Description of Property</u>	<u>Approximate Value</u>	<u>Description of Debtor's Interest</u>	<u>Date you will obtain property</u>
1. _____	_____	_____	_____
2. _____	_____	_____	_____
3. _____	_____	_____	_____
4. _____	_____	_____	_____

Yes No

\_\_\_\_ ☒

6. Do you make any claim of exemption on the part of Defendant? If yes, please explain the nature and basis of your claim:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Yes No

\_\_\_\_ ☒

7. Do you have any objections to the garnishment of the Defendant? If yes, please explain the nature and basis of your objection:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

//

//

//

8. Check the line below if you deny that you hold property subject to this order of garnishment:

☒ [The Garnishee was then in no manner and upon no account indebted or under liability to the Defendant, DIONICIO REYES LIZAMA, JR., and that the Garnishee did not have in his/her possession or control any property belonging to the Defendant, or in which the Garnishee has an interest; and is in no manner liable as Garnishee in this action.]

9. The Garnishee mailed a copy of this answer by first-class mail to (1) the Debtor, DIONICIO REYES LIZAMA, JR., at P.O. Box XXXXXX, Saipan, MP 96950 and (2) the attorney for the United States, Marivic P. David, Assistant United States Attorney, U.S. Attorney's Office, Sirena Plaza, Suite 500, 108 Hernan Cortez Avenue, Hagåtña, Guam 96910-5059.

LUEN FUNG ENTERPRISE  
Garnishee

By: LAI YEE WONG  
Name of person preparing Answer

The foregoing instrument was acknowledged before me this 29<sup>th</sup> day of September 2006.



Joseph R. Motto  
Notary Public

JOSEPH R. MOTTO  
NOTARY PUBLIC  
Commonwealth of the Northern Mariana Islands  
My Commission Expires on the 13 day of MAY 2007